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Mary Jane DiPalma

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Mary Jane DiPalma

Signature of person mailing correspondence

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: H. Robert Horvitz et al.

Art Unit: 1642

Serial No.: 09/087,136

Examiner: K. Canella

Filed: May 28, 1998

Customer No.: 21559

Title: NUCLEIC ACIDS ENCODING LIN-37 AND USES THEREOF

BOX RCE

Assistant Commissioner for Patents

Washington, D.C. 20231

REQUEST FOR CONTINUED EXAMINATION UNDER 37 C.F.R. § 1.114

Applicant hereby requests continued examination of the above-referenced application under 37 C.F.R. § 1.114. The application is a non-provisional application that was filed after June 8, 1995.

This request is being submitted after the filing of a Notice of Appeal and is considered a request to withdraw the appeal and to reopen prosecution.

Enclosed are:

a Supplemental Reply to the Final Office Action, and

a Declaration of H. Robert Horvitz, and

a Petition for Extension of Time.

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Enclosed is a check for \$370.00 in payment of the petition fee as set forth in 37
C.F.R. § 1.17 (e).

If there are any charges or any credits, please apply them to Deposit Account No.
03-2095.

Respectfully submitted,

Date:

July 8, 2002

Kristina Bieker-Brady
Kristina Bieker-Brady, Ph.D.
Reg. No. 39,109

Clark & Elbing LLP
101 Federal Street
Boston, MA 02110
Telephone: 617-428-0200
Facsimile: 617-428-7045

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PATENT TRADEMARK OFFICE



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Mary Jane DiPalma

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: H. Robert Horvitz et al.

Art Unit: 1643

Serial No.: 09/087,136

Examiner: Karen Canella

Filed: May 28, 1998

Customer No.: 21559

Title: NUCLEIC ACIDS ENCODING LIN-37 AND USES THEREOF

Assistant Commissioner for Patents
Washington, DC 20231

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7-24-02

SUPPLEMENTAL REPLY

In reply to the Examiner's action, mailed March 26, 2002, applicants submit the Declaration of Dr. H. Robert Horvitz and the following remarks.

REMARKS

Claims 1, 4-7, 10-18, and 25 are pending. Claims 1, 4-7, 10-18, and 25 are rejected under 35 U.S.C. § 101. These rejections are addressed below.